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Total Number of Pages in This Submission

5

Application Number	10/625,503
Filing Date	July 22, 2003
First Named Inventor	Randall J. Huebner
Art Unit	3775
Examiner Name	Michael J. Araj
Attorney Docket Number	ACM 349

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input checked="" type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): -Return Receipt Postcard -Check No. 0817 for \$110.00
<input type="text"/> Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kolisch Hartwell, PC, 520 SW Yamhill Street, Suite 200, Portland, OR 97204-1324		
Signature			
Printed name	JAMES R. ABNEY		
Date	April 17, 2009	Reg. No.	42,253

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Margaret R. Burton	Date	April 17, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RANDALL J. HUEBNER, DAVID G. JENSEN,
and HERBERT RESPESS

Date: November 20, 2008

Serial No. : 10/625,503

Docket No. ACM 349

Filed : July 22, 2003

Group Art Unit 3733

For : BONE FUSION SYSTEM

Examiner Michael J. Araj

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

COMMENTS ON "TOTAL FEE(S) DUE"
ACCOMPANYING PAYMENT OF ISSUE FEE

Applicants received a "Notice of Allowance and Fee(s) Due" dated March 24, 2009, on the above-identified patent application.

The "Part B - Fee(s) Transmittal" that accompanied the Notice of Allowance indicates the "Total Fee(s) Due" for this application as \$1,510. In fact, as shown below, the Total Fee(s) Due should be only \$110. The original Notice of Allowance and Fee(s) Due states that the "Issue Fee Due" is \$1510 and that the "Prev. Paid Issue Fee" is \$1,400. Thus, taking the difference between these two amounts, the Total Fee(s) Due should be \$110:

\$1,510	Issue Fee Due
- \$1,400	<u>Prev. Paid Issue Fee</u>
\$ 110	Total Fee(s) Due

Applicants previously had paid the \$1,400 Issue Fee on February 9, 2007 (along with the \$300 Publication Fee), prior to withdrawing the application from issue to allow the Examiner to consider references that were cited in a counterpart foreign application (now allowed). In view of these calculations, applicants have enclosed a corrected Fee(s) Transmittal and a check for \$110 for payment in full of the correct Total Fee(s) Due. Please credit any overpayments, or withdraw any additional amounts due, from Deposit Account 11-1540.

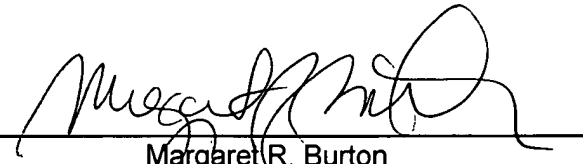
Please contact the undersigned attorney of record if you have any questions.

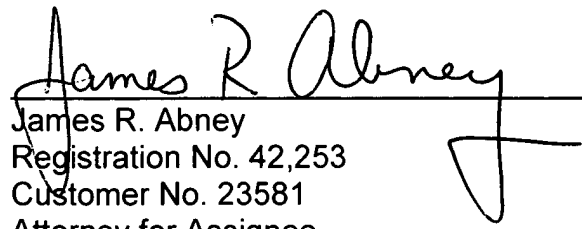
Respectfully submitted,

KOLISCH HARTWELL, P.C.

CERTIFICATE OF MAILING

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